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JC665 U.S. PTO

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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	8932-296	Total Pages	45
First Named Inventor or Application Identifier			
Theo WALLIMANN et al.			
Express Mail Label No.	N/A		

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

- ☒ Fee Transmittal Form  
*Submit an original, and a duplicate for fee processing*
- ☒ Specification [Total Pages 38]  
*(preferred arrangement set forth below)*
  - Descriptive title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R&D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings *(if filed)*
  - Detailed Description of the Invention *(including drawings, if filed)*
  - Claim(s)
  - Abstract of the Disclosure
- ☒ Drawing(s) (35 USC 113) [Total Sheets 5]
- ☒ Oath or Declaration (unexecuted) [Total Sheets 2]
  - a. ☐ Newly executed (original or copy)
  - b. ☐ Copy from a prior application (37 CFR 1.63(d))  
*(for continuation/divisional with Box 17 completed)*  
[Note Box 5 below]
    - i. ☐ DELETION OF INVENTORS(S)  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33 (b).
  - ☒ Incorporation By Reference *(useable if Box 4b is checked)*  
The entire disclosure of the prior application, listed in Box 17, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- ☐ Microfiche Computer Program *(Appendix)*
- ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all necessary)*
  - a. ☐ Computer Readable Copy
  - b. ☐ Paper Copy *(identical to computer copy)*
  - c. ☐ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

- ☐ Assignment Papers (cover sheet & document(s))
- ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
*(when there is an assignee)*
- ☐ English Translation Document *(if applicable)*
- ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (MPEP 503)  
*(Should be specifically itemized)*
- ☐ Small Entity ☐ Statement filed in prior application, Status still proper and desired
- ☐ Certified Copy of Priority Document(s)  
*(if foreign priority is claimed)*
- ☐ Other:

## 17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information.

- ☒ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: PCT/EP98/04713 filed July 28, 1998.

## 18. CORRESPONDENCE ADDRESS

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**PENNIE & EDMONDS** LLP  
COUNSELLORS AT LAW  
1667 K Street, N.W.  
Washington, D.C. 20006  
(202) 496-4400

ATTORNEY DOCKET NO. 8932-296

Date: January 26, 2001

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231

Sir:

The following utility patent application is enclosed for filing:

Applicant(s): Theo WALLIMANN et al.

Executed on: Unexecuted

Title of Invention: METHODS OF TREATING BONE OR CARTILAGE CONDITIONS BY THE ADMINISTRATION OF CREATINE

**PATENT APPLICATION FEE VALUE**

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	27	-20	7	\$18.00 each	\$ 126.00
Independent	6	-3	3	\$80.00 each	\$ 240.00
Minimum Fee					\$ 710.00
Multiple Dependency Fee If Applicable (\$270.00)					\$ 0.00
<b>Total</b>					\$ 1,076.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern (a verified statement as to the applicant's status is attached)					- \$ 0.00
<b>Total Filing Fee</b>					\$ 1,076.00

- ☐ **DO NOT PUBLISH.** I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).
- ☒ Priority of application no. PCT/EP98/04713 filed on July 28, 1998 in the United States is claimed under 35 U.S.C. § 119.
- ☒ The certified copy of the priority application has been filed in PCT/EP98/04713 filed July 28, 1998 of which this application is a continuation.
- ☐ Amend the specification by inserting before the first line the following sentence: This is a continuation-in-part of application no.

Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

*Jeffrey A. Wolfson (42,234)*  
30,256  
for: Allan A. Fanucci  
PENNIE & EDMONDS LLP (Reg. No.)

Enclosure